



Attorney Docket: RPS920010127US1/2280P

AF
JAN

CERTIFICATE OF MAIL

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on July 25, 2005.

Irena Nikolova

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Date: July 25, 2005

Robert T. BAILIS, et al.

Confirmation No: 5286

Serial No: 10/016,449

Group Art Unit: 2133

Filed: December 10, 2001

Examiner: Tabone Jr., John J.

For: METHOD AND SYSTEM FOR USE OF A FIELD PROGRAMMABLE GATE ARRAY (FPGA) FUNCTION WITHIN AN APPLICATION SPECIFIC INTEGRATED CIRCUIT (ASIC) ENABLE CREATION OF A DEBUGGER CLIENT WITHIN THE ASIC

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NOTICE OF APPEAL OF DECISION OF THE PRIMARY EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES UNDER 37 CFR 1.191

Sir:

In the Final Office Action dated March 23, 2005, the Examiner has rejected claims 1-15. In response, Applicant hereby appeals to the Board the decision of the Primary Examiner. An Appeal Brief will be filed within two months of the date of this Notice.

The Commissioner is hereby authorized to charge the amount of **\$500.00** to Deposit Account No. 50-0563 (IBM Corporation) for payment of Notice of Appeal filing fee pursuant to 37 CFR 1.17(b).

07/28/2005 HUUONG1 00000131 500563 10016449

01 FC:1251 120.00 OP

Respectfully submitted,

Kelvin M. Vivian
Sawyer Law Group LLP
Attorney for Applicant(s)
Reg. No. 53,727
(650) 493-4540

July 25, 2004

07/28/2005 HUUONG1 00000131 500563 10016449

02 FC:1401 500.00 DA



TRANSMITTAL FORM

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For: Method and System for Use of a Field Programmable Gate Array (FPGA) Function within an Application Specific Integrated Circuit (ASIC) to Enable Creation of a Debugger Client Within the ASIC

ENCLOSURES (check all that apply)					
<input type="checkbox"/>	Amendment/Reply	<input type="checkbox"/>	Assignment and Recordation Cover Sheet	<input type="checkbox"/>	After Allowance Communication to Group
<input type="checkbox"/>	<input type="checkbox"/> After Final	<input type="checkbox"/>	Part B-Issue Fee Transmittal	<input checked="" type="checkbox"/>	Notice of Appeal
<input type="checkbox"/>	Information disclosure statement	<input type="checkbox"/>	Letter to Draftsman	<input type="checkbox"/>	Appeal Brief
<input type="checkbox"/>	<input type="checkbox"/> Form 1449	<input type="checkbox"/>	Drawings	<input type="checkbox"/>	Status Letter
<input type="checkbox"/>	<input type="checkbox"/> (X) Copies of References	<input type="checkbox"/>	Petition	<input checked="" type="checkbox"/>	Postcard
<input checked="" type="checkbox"/>	Extension of Time Request *	<input type="checkbox"/>	Fee Address Indication Form	<input type="checkbox"/>	Other Enclosure(s) (please identify below):
<input type="checkbox"/>	Express Abandonment	<input type="checkbox"/>	Terminal Disclaimer		
<input type="checkbox"/>	Certified Copy of Priority Doc	<input type="checkbox"/>	Power of Attorney and Revocation of Prior Powers		
<input type="checkbox"/>	Response to Incomplete Appln	<input type="checkbox"/>	Change of Correspondence Address		
<input type="checkbox"/>	Response to Missing Parts	*Extension of Term: Pursuant to 37 CFR 1.136, Applicant petitions the Commissioner to extend the time for response for <u>one (1) month</u> from <u>June 23, 2005 to July 25, 2005</u> .			
<input type="checkbox"/>	<input type="checkbox"/> Executed Declaration by Inventor(s)				

CLAIMS					
FOR	Claims Remaining After Amendment	Highest # of Claims Previously Paid For	Extra Claims	RATE	Fee
Total Claims	0	0	0	\$ 50.00	\$ 0.00
Independent Claims	0	0	0	\$200.00	\$ 0.00
				Total Fees	\$ 0.00
METHOD OF PAYMENT					
<input checked="" type="checkbox"/>	Check no. <u>8882</u> in the amount of \$ <u>120.00</u> is enclosed for payment of one month extension of time fee.				
<input checked="" type="checkbox"/>	Charge \$ <u>500.00</u> to Deposit Account No. <u>50-0563</u> (IBM Corporation) for payment of Notice of Appeal filing fees.				
<input checked="" type="checkbox"/>	Charge any additional fees or credit any overpayment to Deposit Account No. <u>50-0563</u> (IBM Corporation)				

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Attorney Name	Kelvin M. Vivian, Reg. No. 53,727
Signature	
Date	July 25, 2005

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Type or printed name	Irena Nikolova
Signature	